

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: **CNX GAS COMPANY LLC**

DIVISION OF GAS
AND OIL DOCKET
NO. 89-0126-0009-46

RELIEF SOUGHT: MODIFICATION OF THE OGCB
NORA FIELD RULES ORDER ENTERED MARCH 26,
1989, AS AMENDED, TO ALLOW
MORE THAN ONE COALBED GAS WELL
TO BE DRILLED IN THE UNITS
IDENTIFIED ON EXHIBIT A HERETO

LEGAL DESCRIPTION: DRILLING UNITS **AP-81 and AU-92**; LOCATED IN
BUCHANAN COUNTY, VIRGINIA; SEE ANNEXED **EXHIBIT A1** AND STATE
PLANE COORDINATE DESCRIPTION AT PARAGRAPH 7.h. WITHIN

**REPORT OF THE BOARD
FINDINGS AND ORDER**

1. Hearing Date and Place: This matter came on for hearing before the Virginia Gas and Oil Board (hereinafter "Board") at 9:00 a.m. on **April 21, 2009** at the Southwest Virginia Higher Education Center on the campus of Virginia Highlands Community College, Abingdon, Virginia.

2. Appearances: **Mark A. Swartz**, Esquire, appeared for the Applicant; and Sharon M.B. Pigeon, Assistant Attorney General was present to advise the Board.

3. Jurisdiction and Notice: Pursuant to sections 45.1-361.1 *et seq.*, Virginia Code, as amended, the Board finds that it has jurisdiction over the subject matter. Based upon the evidence presented by the Applicant, the Board also finds that the Applicant has (1) exercised due diligence in conducting a meaningful search of reasonably available sources to determine the identity and whereabouts of each gas and oil owner, coal owner, or mineral owner, or in the case of conflicting claims to the ownership of the coalbed methane gas, each person identified by Applicant as a potential owner of the coalbed methane gas underlying the area described at paragraph 7.h below and in **Exhibit A** attached hereto; and (2) has given notice to all parties so identified (hereinafter sometimes "person(s)" whether referring to individuals, corporations, partnerships, associations, companies, businesses, trusts, joint ventures or other legal entities) and

entitled by §§ 45.1-361.19 and 45.1-361.20, Virginia Code, as amended, to notice of this Application, and (3) that the persons listed in the Notice of Hearing are the persons so identified by the Applicant. Further, the Board has caused notice of this hearing to be published as required by § 45.1-361.19.B., Virginia Code, as amended. Whereupon, the Board hereby finds that the notices given satisfy all statutory requirements, Board rule requirements and the minimum standards of State due process.

4. Amendments and Dismissals: None.

5. Relief Requested: (1) Modification of the Nora Gas Field Rules to allow more than one coalbed methane gas well to be drilled within each of the Nora Field Drilling Units identified above and in **Exhibit A1** attached hereto; and (2) for an administrative order providing that additional well permits may be issued in the Nora Field after this Application is filed and while it is pending.

6. Relief Granted: Available data and the evidence adduced at the hearing support Applicant's position that the production from the pool underlying the Nora Coal Bed Gas Field Drilling Units in question would be enhanced and benefit from in-field drilling; accordingly,

a. With regard to the Drilling Units described above and in **Exhibit A1** hereto, the Nora Coal Bed Gas Field Rules Order, OCGB order entered of March 26, 1989, is hereby amended to allow the Board's Designated Unit Operator in Drilling Units pooled by Board Order and the Well Operator/Permittee in voluntary Drilling Units to drill a total of two wells, said total to include any previously permitted wells, within the units affected by the Application and this Order;

b. In the event that an additional coalbed methane gas well(s) permitted and drilled after the entry of this order is located within the drilling window(s) of a Nora Coal Bed Gas Field Drilling Unit affected by this order, the production therefrom shall be solely attributed to and allocated to the Nora Drilling Unit within which the wells are located. Such well(s) will be subject to any existing pooling orders, and no further Board appearance or action will be required;

c. In the event a second well is proposed that is to be located outside the drilling window of any Nora Unit affected by this order and a permit application is submitted to the Division of Gas and Oil seeking such location exception, the Inspector shall assess the permit as follows:

(i) If an 58 acre square with the proposed well at its center lies entirely within Nora Drilling Units which are voluntary in nature and are not subject to existing pooling orders, the Inspector may grant or deny the location exception on a case-by-case basis according to standard procedures and provisions of the Nora Order which allow wells to be drilled outside drilling windows; or

11'54" E 1600.06 feet to a point of beginning, containing +/- 69.84 acres. (AP-81)

Beginning at a point, Virginia State Plane NAD 27 coordinate of N: 310166.240 E: 955189.890; S87° 50'06" E 1369.56 feet to a point; S02° 13'15" W 1925.13 feet to a point; N87° 46'45" W 1369.57 feet to a point; N02° 13'16" E 1923.80 feet to a point of beginning, containing +/- 60.49 acres. (AU-92)

i. Having considered the evidence presented, the Board found no reason to establish any allowable production rates for the wells contemplated by this Modification Order;

j. Except as herein specifically modified, the proposed Drilling Units more fully described above and in **Exhibit A1** attached hereto shall be developed and produced in compliance with the OGCB Order entered on 3-26-89 regarding the Nora Field, as amended.

k. This Modification Order shall be effective as of the date of the hearing, to-wit: **April 21, 2009**.

8. Conclusion: The relief granted hereby will assist in enhancing production from existing wells, will assist in more efficiently recovering coalbed methane gas from the area in question, will prevent waste, and will continue to protect the correlative rights of all owners and claimants. Therefore, the relief and all terms and provisions set forth above be and are hereby granted and IT IS SO ORDERED.

9. Effective Date: **April 21, 2009**.

DONE AND EXECUTED this 20 day of July, 2009, by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert
Chairman, Bradley C. Lambert

DONE AND PERFORMED this 20 day of July, '09, by Order of this Board.

David E. Asbury, Jr.
David E. Asbury, Jr.
Principal Executive To The Staff
Virginia Gas and Oil Board

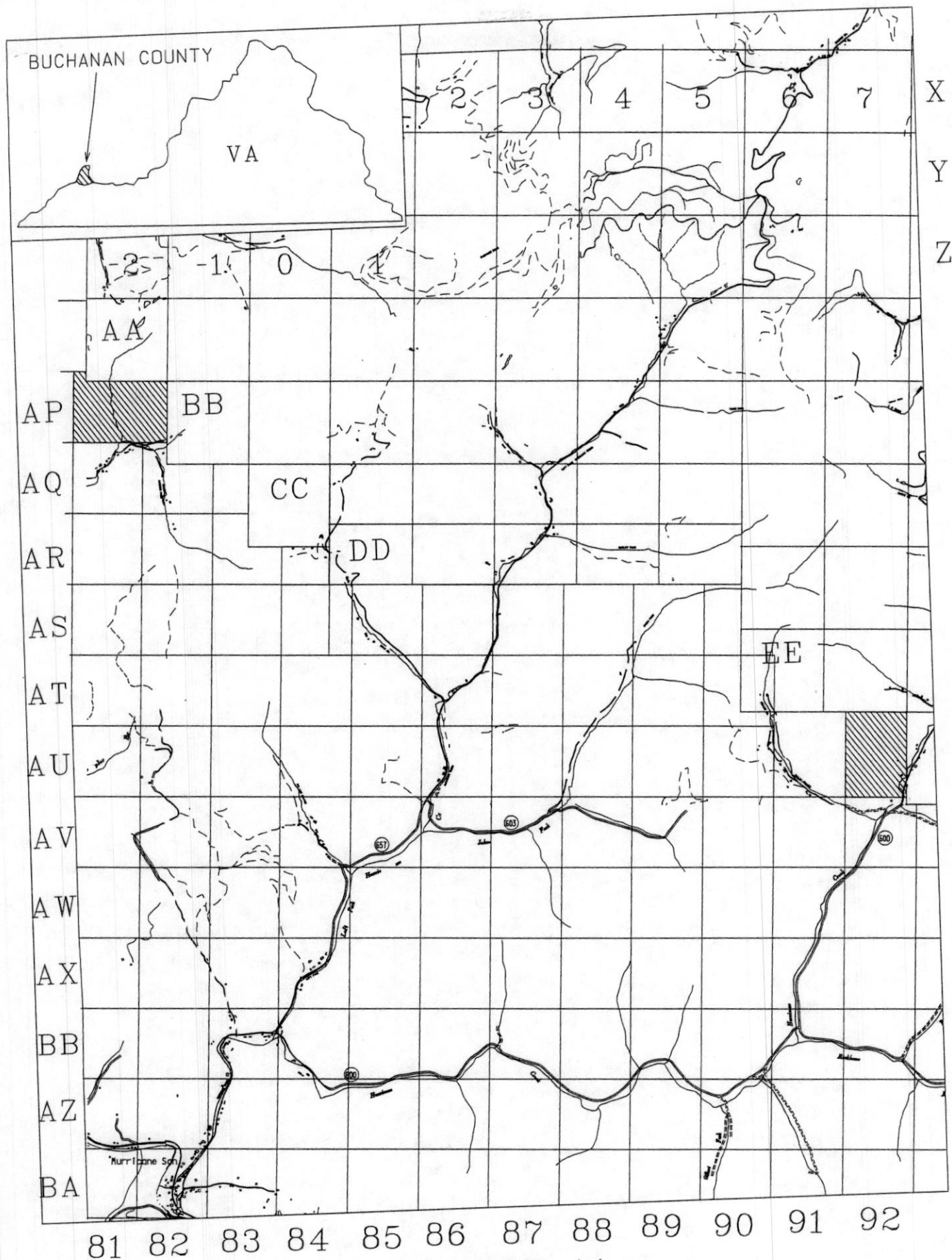
STATE OF VIRGINIA
COUNTY OF ~~WASHINGTON~~ Russell

Acknowledged on this 20th day of July, 2009, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, and appeared David E. Asbury, Jr., being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board that they executed the same and were authorized to do so.

Diane J. Davis
Diane J. Davis, Notary
174394

My commission expires: September 30, 2009





4/21/09

AFFIDAVIT OF DUE DILIGENCE

COMMONWEALTH OF VIRGINIA
COUNTY OF BUCHANAN

I, Anita D. Duty, after being duly sworn upon oath, state as follows:

1. I am a Pooling Supervisor of CNX Gas Company LLC and am responsible for the notification process required by Va. Code Ann. §45.1-361.19 and VR 480-05-22.2 §4.
2. That CNX Gas Company LLC has exercised due diligence in attempting to locate and notice all owners and claimants who are unleased and/or who were not previously pooled by prior order(s) of the Virginia Gas and Oil Board regarding **the Nora Field Modification / Infill Drilling Modification #46**, all as required by Va. Code Ann. §45.1-361.19 and VR 480-05-22.2.
3. That on **March 20, 2009** a true and correct copy of the Notice of Hearing with Exhibits will be mailed, via certified mail return receipt requested, to all owners and claimants listed in Exhibit B-3 for whom mailing addresses were then available.
4. That every individual or entity having an unleased or unpooled interest in the methane gas underlying the tracts in the **Nora Field Modification / Infill Drilling Modification #46**, whether known or unknown, including those persons whose mailing address were unknown, was notified of the filing of CNX Gas Company LLC's application by publication of the Notice of Hearing in the *Bluefield Daily Telegraph*.
5. That CNX Gas Company LLC will continue to exercise due diligence in attempting to locate and identify the names and/or addresses of any unknown or unlocatable parties and, if located or identified, will notify them of CNX Gas Company LLC's application.

I have read the foregoing, and the information given above is true and correct to the best of my knowledge and belief.


Anita D. Duty
Pooling Supervisor
for CNX Gas Company LLC

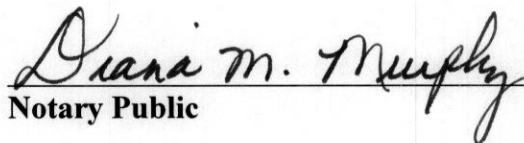
ACKNOWLEDGMENT

STATE OF WEST VIRGINIA

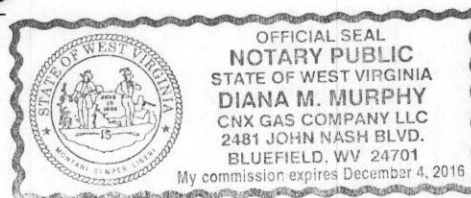
COUNTY OF MERCER, TO-WIT:

TAKEN, SUBSCRIBED AND SWORN to before me this 17th day of

April, 2009.


Notary Public

My commission expires: December 4, 2016



BEFORE THE VIRGINIA GAS AND OIL BOARD
APPLICANT: CNX Gas Company LLC
LIEF SOUGHT: MODIFICATION OF
NORA COAL BED GAS
FIELD RULES ORDER
AFFECTED UNITS: AP-81 and AU-92
annexed Exhibit A

CERTIFICATE OF PUBLICATION

State of West Virginia,

To-wit:-

County of Mercer,

Sandra T. Carroll of the

Bluefield Daily Telegraph, a daily newspaper published in the City of
Bluefield, Mercer County, West Virginia, do certify that the notice
attached hereto under the caption:

was published in the said Bluefield Daily Telegraph

One (1) Time(s)

on the following day(s), namely: March 26

in the year 2009.

Publication Fee \$201.83

NOTICE OF HEARING
April 21, 2009
Southwest Virginia Higher Education Center
Campus of the Virginia Highlands Community College
Abingdon, Virginia
9:00 AM

COMMONWEALTH OF VIRGINIA:
Levisa Coal Corporation, ACIN, LLC, Fairview Limited Partnership, Carol & John C.
Levisa, III, F. H. Combs Testamentary Trust, Martha E. Combs, John W. Pobst, Jr., Virgini-
a Lee & Phillip Linwick, Richard K. Pobst, Catherine Pobst, Meredith E. Jennings,
Inge Resources-Pine Mountain, Inc., Harrison-Wyatt, LLC, Sidney Asbury, Rose Allen
attorneys

Applicant and its counsel: Applicant is CNX Gas Company LLC, 2481 John Nash
Blvd., Bluefield, West Virginia 24701. Applicant's counsel is Mark A. Swartz, 601 Sixth
Avenue, Suite 201, P.O. Box 1808, St. Albans, WV, 25177-1808.

Relief sought: (1) Modification of the Nora Coal Bed Gas Field Rules established by
the Oil and Gas Conservation Board's Order entered March 26, 1989, as amended, to al-
low more than one coalbed gas well to be drilled within each of the Nora Field Units iden-
tified above. (2) An administrative order providing that additional well permits may be is-
sued in the Nora Coal Bed Gas Field after this application is filed and while it is pending.

Proposed provisions of order sought: That a second coalbed methane gas well
may be drilled in each of the above referenced Nora Units if same is located within the
drilling windows of said Units and is at least 600 feet from any other coalbed methane
well; and that production/royalties from each coalbed methane well drilled in the said
Units shall continue to be allocated solely to the owners and claimants of and to the coal-
bed methane within the Unit in which the well(s) is located.

Legal authority: Va. Code Ann. §45.1-361.20 and 4 VAC 25-160-50.

Type of well(s) and field: Coalbed methane wells and Nora Coal Bed Gas Field.

**Your interest or claim in the unit sought to be created by this Application per-
tains to coalbed methane gas.**

Formation(s) to be produced and estimates: From the top of the Raven and below.
See Nora Coal Bed Gas Field Rules, as amended.

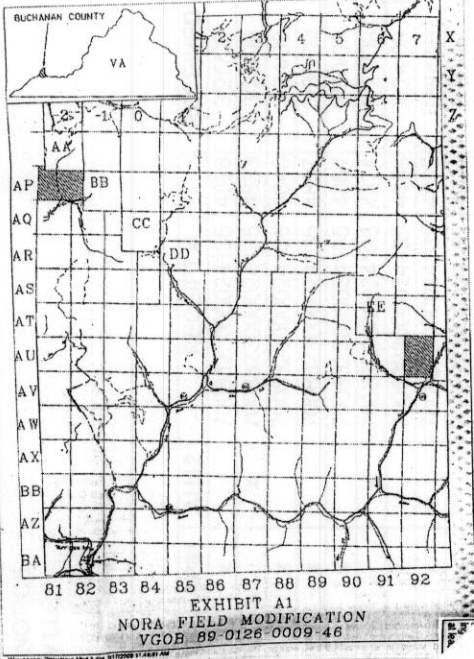
Attestation: The foregoing notice to the best of my knowledge, information and belief
is true and correct.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of
evidence before the Board at 9:00 AM, on April 21, 2009, at the Southwest Virginia
Higher Education Center, Campus of the Virginia Highlands Community College, Abing-
don, Virginia, and that notice will be published as required by law and the rules of the
board.

NOTICE IS FURTHER GIVEN that you may attend this hearing, with or without an attor-
ney, and offer evidence or state any comments you have. For further information or a
copy of the application and exhibits, either contact the Virginia Gas and Oil Board, State
Oil and Gas Inspector, Department of Mines, Minerals and Energy, Division of Gas and
Oil, P. O. Box 1416, Abingdon, Virginia 24210, 276/676-5423 or the Applicant at the ad-
dress shown below.

DATED: 3/20/09

CNX Gas Company LLC
Applicant
By: Anita D. Duty
Pooling Supervisor
for CNX Gas Company LLC
2481 John Nash Blvd.
Bluefield, West Virginia 24701

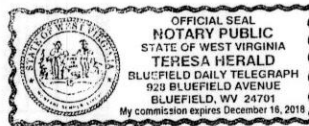


Sandra T. Carroll

Subscribed and sworn to before me this 26th day of
March 2009.

My Commission expires Dec 16 2018

Teresa Herald



SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>Print your name and address on the reverse so that we can return the card to you.</p> <p>Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <u>X Michelle Townsend</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>Michelle Townsend</u></p> <p>C. Date of Delivery <u>3-25-09</u></p> <p>D. Is delivery address different from item 1? <input checked="" type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No <u>5260 Irwin Rd.</u> <u>Huntington, WV 25705-3247</u></p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
Article Addressed to: ACIN, LLC PO Box 2827 1035 Third Ave, Suite 300 Huntington, WV 25727			
Article Number (Transfer from service label) <u>7008 3230 0002 4135 4826</u>			
3 Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>Print your name and address on the reverse so that we can return the card to you.</p> <p>Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <u>X Sidney Asbury</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>Sidney Asbury</u></p> <p>C. Date of Delivery <u>3-25-09</u></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
1. Article Addressed to: Sidney Asbury, et vir 4561 Scenic View Dr Pegram, TN 37143			
2. Article Number (Transfer from service label) <u>7008 3230 0002 4135 4833</u>			
PS Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

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<p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>Print your name and address on the reverse so that we can return the card to you.</p> <p>Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <u>X M</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>Michelle Thompson</u></p> <p>C. Date of Delivery <u>3/24</u></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
Article Addressed to: Martha E. Combs PO Box 1404 Abingdon, VA 24210			
Article Number (Transfer from service label) <u>7008 3230 0002 4135 4840</u>			
S Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
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1. Article Addressed to: F.H. Combs Testamentary Trust c/o John C. Irvin 4710 Hunterwood Circle Richmond, TX 77469			
2. Article Number (Transfer from service label) <u>7008 3230 0002 4135 4857</u>			
PS Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>Print your name and address on the reverse so that we can return the card to you.</p> <p>Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <u>X Harrison Wyatt</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>Harrison Wyatt</u></p> <p>C. Date of Delivery <u>3/20/09</u></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
Article Addressed to: Fairview LP c/o John C. Irvin 4710 Hunterwood Circle Richmond, TX 77469			
Article Number (Transfer from service label) <u>7008 3230 0002 4135 4864</u>			
3 Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

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1. Article Addressed to: Harrison-Wyatt, LLC PO Box 11000 Danville, VA 24543			
2. Article Number (Transfer from service label) <u>7008 3230 0002 4135 4871</u>			
PS Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

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Article Addressed to: Carol & John C. Irvin, III 4710 Hunterwood Circle Richmond, TX 77469			
Article Number (Transfer from service label) <u>7008 3230 0002 4135 4888</u>			
Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

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<p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>Print your name and address on the reverse so that we can return the card to you.</p> <p>Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <u>X Levisa Coal Corp.</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>Levisa Coal Corp.</u></p> <p>C. Date of Delivery <u>3/20/09</u></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
1. Article Addressed to: Levisa Coal Corp. c/o John C. Irvin 4710 Hunterwood Circle Richmond, TX 77469			
2. Article Number (Transfer from service label) <u>7008 3230 0002 4135 4901</u>			
PS Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Richard K. Pobst
1024 Oxford Rd
St Augustine, FL 32084-1821

Nora 46FP

2. Article Number
(Transfer from service label)

7008 3230 0002 4135 4932

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X M. K. L.

☐ Agent☐ Addressee

B. Received by (Printed Name)

M. K. L.

C. Date of Delivery

3.24

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

SENDER: COMPLETE THIS SECTION

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Catherine Pobst
c/o Lynn R. Quick
111 Postelle St
Cartersville, GA 30120

Nora 46FP

2. Article Number
(Transfer from service label)

7008 3230 0002 4135 4949

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X N. Collins

☐ Agent☐ Addressee

B. Received by (Printed Name)

N. Collins

C. Date of Delivery

3/26/09

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

SENDER: COMPLETE THIS SECTION

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

John W. Pobst, Jr
Box 86
Revere, PA 18953

Nora 46FP

2. Article Number
(Transfer from service label)

7008 3230 0002 4135 4956

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X John W. Pobst, Jr

☐ Agent☐ Addressee

B. Received by (Printed Name)

JOHN W. POBST, JR.

C. Date of Delivery

3/25/09

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

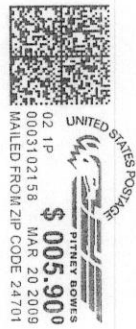
☐ Yes

CNX Gas Company LLC
Attn: Pooling
2481 John Nash Blvd
Bluefield, WV 24701

CERTIFIED MAIL™



7008 3230 0002 4135 4895



PS Form 3811, February 2004
(Transfer from service label)

2. Article Number
7008 3230 0002 4135 4895

Domestic Return Receipt

1. Article Addressed to:
Meredith Jennings
2418 W. Linden St
Nashville, TN 37212

■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
■ Print your name and address on the reverse so that we can return the card to you.
■ Attach this card to the back of the mailpiece, or on the front if space permits.

3. Service Type
☒ Certified Mail
☐ Registered
☐ Insured Mail
☐ C.O.D.
☐ Return Receipt for Merchandise
☐ Express Mail

4. Restricted Delivery? (Extra Fee)
☐ Yes
☐ No

D. Is delivery address different from item 1? ☐ Yes
☐ No
If YES, enter delivery address below:

B. Received by (Printed Name)
C. Date of Delivery
A. Signature
X

COMPLETE THIS SECTION ON DELIVERY

SENDER: COMPLETE THIS SECTION

Meredith Jennings
2418 W. Linden St
Nashville, TN 37212

NOT ATTEMPTED
REASON UNKNOWN

ANK

RETURN RECEIPT
REQUESTED
RETURN AFTER 10 DAYS

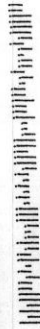
CERTIFIED MAIL

[illegible]

Virginia Lee & Phillip Linwick
4324 S. Bell Dr
Veradale, WA 99037

**RETURN RECEIPT
REQUESTED
RETURN AFTER 10 DAYS**

CNX Gas Company LI
Attn: Pooling
2481 John Nash Blvd
Bluefield, WV 24701



7008 3230 0002 4135 4925



PS Form 3811, February 2004
(Transfer from service label)

2. Article Number
7008 3230 0002 4135 4925

1. Article Addressed to:
Rose Allen Matthews
635 Highland Dr
Eden, NC 27288

1. Article Addressed to:
■ Attach this card to the back of the mailpiece, or on the front if space permits.
■ Print your name and address on the reverse so that we can return the card to you.
■ Item 4 if Restricted Delivery is desired.
■ Complete items 1, 2, and 3. Also complete

ER: COMPLETE THIS SECTION

3. Service Type
☐ Insured Mail
☐ Registered
☐ Certified Mail
☐ Return Receipt for Merchandise
☐ Express Mail

4. Restricted Delivery? (Extra Fee)
☐ Yes
☐ No

D. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter delivery address below:

C. Date of Delivery
B. Received by (Printed Name)
A. Signature

COMPLETE THIS SECTION ON DELIVERY

☐ A
☐ C
☐ S

☐ INSUFFICIENT ADDRESS
☐ ATTEMPTED NOT KNOWN
☐ NO SUCH NUMBER/ STREET
☐ NOT DELIVERABLE AS ADDRESSED
☐ UNABLE TO FORWARD

☐ OTHER



UTP

5'd

Rose Allen Matthews
635 Highland Dr
Eden, NC 27288



RETURN RECEIPT
REQUESTED
RETURN AFTER 10 DAYS

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET VGOB 89-0126-0009-46

Combined w/ 5
VGOB 4/21/09
Approved

RELIEF SOUGHT: MODIFICATION OF
NORA COAL BED GAS
FIELD RULES ORDER

AFFECTED UNITS: AP-81 and AU-92
See annexed Exhibit A.

NOTICE OF HEARING

HEARING DATE: April 21, 2009
PLACE: Southwest Virginia Higher Education Center
Campus of the Virginia Highlands Community College
Abingdon, Virginia
TIME: 9:00 AM



COMMONWEALTH OF VIRGINIA:

To: *Levisa Coal Corporation, ACIN, LLC, Fairview Limited Partnership, Carol & John C. Irvin, III, F.H. Combs Testamentary Trust, Martha E. Combs, John W. Pobst, Jr., Virginia Lee & Phillip Linwick, Richard K. Pobst, Catherine Pobst, Meredith E. Jennings, Range Resources-Pine Mountain, Inc., Harrison-Wyatt, LLC, Sidney Asbury, Rose Allen Matthews*

1. **Applicant and its counsel:** Applicant is CNX Gas Company LLC, 2481 John Nash Blvd., Bluefield, VA 24701, (304) 323-6500. Applicant's Counsel is Mark A. Swartz, 601 Sixth Avenue, Suite 201, St. Albans, WV 25177-1808.
2. **Relief sought:** (1) Modification of the Nora Coal Bed Gas Field Rules established by the Oil and Gas Conservation Board's Order entered March 26, 1989, as amended, to allow more than one coalbed gas well to be drilled within each of the Nora Field Units identified above. (2) An administrative order providing that additional well permits may be issued in the Nora Coal Bed Gas Field after this application is filed and while it is pending.
3. **Proposed provisions of order:** That a second coalbed methane gas well may be drilled in each of the above referenced Nora Units if same is located within the drilling windows of said Units and is at least 600 feet from any other coalbed methane well; and that production/royalties from each coalbed methane well drilled in the said Units shall continue to be allocated solely to the owners and claimants of and to the coalbed methane within the Unit in which the well(s) is located.
4. **Legal Authority:** Va. Code Ann. §45.1-361.20 and 4 VAC 25-160-50.
5. **Type of well(s) and field:** Coalbed methane wells and Nora Coal Bed Gas Field.
6. **Your interest or claim in the unit sought to be created by this Application pertains to coalbed methane gas.**
7. **Formation(s) to be produced and estimates:** From the top of the Raven and below. See Nora Coal Bed Gas Field Rules, as amended.
8. **Attestation:** The foregoing notice to the best of my knowledge, information, and belief is true and correct.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence before the Board at 9:00 AM, on **April 21, 2009**, at the Southwest Virginia Higher Education Center, Campus of the Virginia Highlands Community College, Abingdon, Virginia, and that notice will be published as required by law and the rules of the Board.

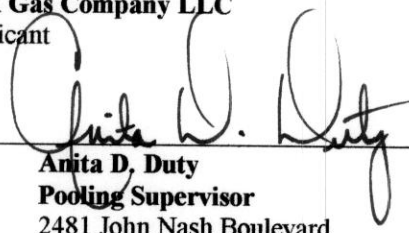
NOTICE IS FURTHER GIVEN that you may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information or a copy of the application and exhibits, either contact the Virginia Gas and Oil Board, State Oil and Gas Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P. O. Box 1416, Abingdon, Virginia 24210, 276/676-5423 or the Applicant at the address shown above.

DATED: _____

3/20/09

CNX Gas Company LLC
Applicant

By: _____


Anita D. Duty
Pooling Supervisor
2481 John Nash Boulevard
Bluefield, WV 24701

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET: VGOB 89-0126-0009-46

RELIEF SOUGHT: MODIFICATION OF
NORA COAL BED GAS
FIELD RULES ORDER

AFFECTED UNITS: AP-81 and AU-92

See annexed Exhibit A.

APPLICATION

1. Applicant and its counsel: Applicant is CNX Gas Company LLC, 2481 John Nash Blvd., Bluefield, VA 24701, (304) 323-6500. Applicant's Counsel is Mark A. Swartz, 601 Sixth Avenue, Suite 201, St. Albans, WV 25177-1808.

2. Relief sought: (1) Modification of the Nora Coal Bed Gas Field Rules established by the Oil and Gas Conservation Board's Order entered March 26, 1989, as amended, to allow more than one coalbed gas well to be drilled within each of the Nora Field Units identified above. (2) An administrative order providing that additional well permits may be issued in the Nora Coal Bed Gas Field after this application is filed and while it is pending.

3. Legal authority: 4 VAC 25-160-50 and § 45.1-361.20 of the Code of Virginia.

4. Proposed provisions of order sought: That a second coalbed methane gas well may be drilled in each of the above referenced Nora Units if same is located within the drilling windows of said Units and is at least 600 feet from any other coalbed methane well; and that production/royalties from each coalbed methane well drilled in the said Units shall continue to be allocated solely to the owners and claimants of and to the coalbed methane within the Unit in which the well(s) is located.

5. Type of wells and field: Coalbed methane frac wells within the portion of the Nora Coal Bed Gas Field described above.

6. Formations subject to application: From the top of the Raven and below. See Nora Coal Bed Gas Field Rules, as amended.

7. Plat: See Exhibit A annexed hereto which shows the location of the Nora Units affected by this application within the Nora Coal Bed Gas Field.

The exterior boundaries of the units mapped on Exhibit A are:

Beginning at a point, Virginia State Plane NAD 27 coordinate of N: 318515.430 E: 937908.050; S87° 47'14" E 285.14 feet to a point; S01° 48'21" W 216.42 feet to a point; S87° 47'16" E 1867.90 feet to a point; S02° 12'44" W 1383.64 feet to a point; N87° 47'16" W 2154.20 feet to a point; N02° 11'54" E 1600.06 feet to a point of beginning, containing +/- **69.84 acres. (Unit AP-81)**

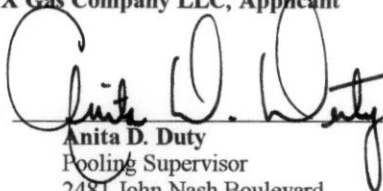
Beginning at a point, Virginia State Plane NAD 27 coordinate of N: 310166.240 E: 955189.890; S87° 50'06" E 1369.56 feet to a point; S02° 13'15" W 1925.13 feet to a point; N87° 46'45" W 1369.57 feet to a point; N02° 13'16" E 1923.80 feet to a point of beginning, containing +/- **60.49 acres. (Unit AU-92)**

8. The acreage affected: See Exhibit A annexed hereto. Acreage affected is approximately **130.33 acres.**

9. Attestation: The foregoing application to the best of my knowledge, information and belief is true and correct.

CNX Gas Company LLC, Applicant

By:



Anita D. Duty
Pooling Supervisor
2481 John Nash Boulevard
Bluefield, WV 24701

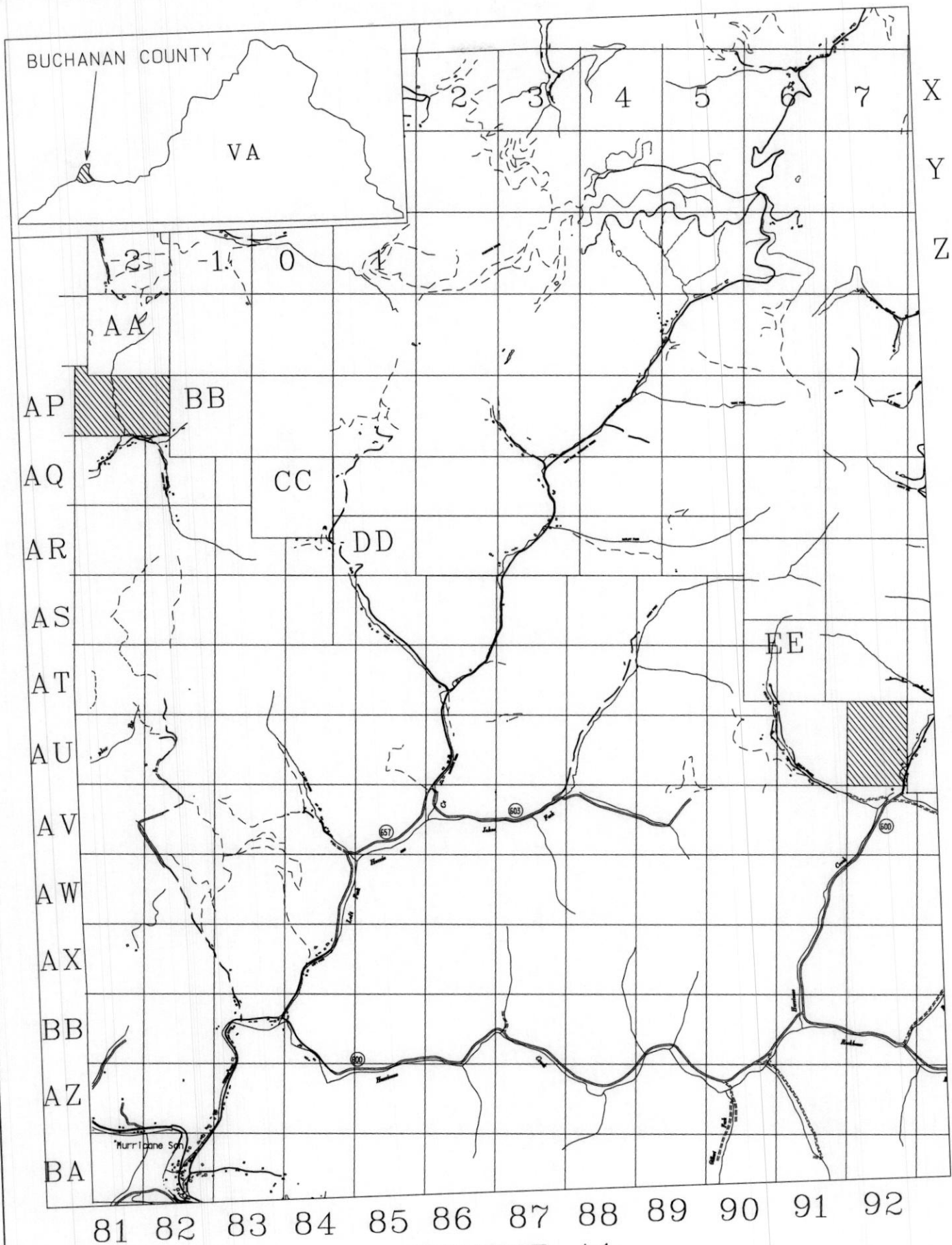


EXHIBIT A1
NORA FIELD MODIFICATION
VGOB 89-0126-0009-46